THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION NO. 35629 of 1998

DATE: 30-03-2007

Between :

The Ambedkar Nagar Co-operative Housing
Society, rep., by its President,
Kulsumpura, Hyderabad.

… Petitioner

And

The Principal Secretary to Government,
Municipal Administration and Urban
Development Department,
Secretariat, Hyderabad 3 others.

… Respondents

THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION NO. 35629 of 1998

ORDER:

This writ petition is filed with following prayer:

> "To issue a writ or direction more particularly one in the nature of writ of Mandamus declaring the inaction of the respondents in not completing Land Acquisition Proceedings which was issued under Section 4(1) of the Land Acquisition Act, published on 03-02-1993 and the draft declaration under Section 6 of the Act was published on 16-06-1993 to acquire the plot No.1 and 35 in T.S.No.12, Ward No.27, Block No."F" in Ambedkar Nagar Co-operative Housing Society at Kulsumpura village for construction of New Police Station and Quarters at "Tappachabutra" locality Golkonda Mandal is arbitrary, illegal and consequently direct the respondents herein forthwith complete the Land Acquisition proceedings and immediately construct the new Police Station at Plot No.1 and 35 situated in Ambedkar Nagar Colony, Kulsumpura, Hyderabad."

In response to the Rule Nisi ordered, the Collector, Hyderabad District filed a counter affidavit dated 20-06-1999 stating that it is a fact that the Government vide G.O.R.T.No.1063 dated

30-12-1997 had cancelled the earlier notification dated 04-05-1995 issued in respect of Plot No.1 of Ambedkar Nagar Co-operative

Housing Society. Subsequently, a letter was addressed to the Land Acquisition Officer, Quli Qutub Shah Urban Development Authority to obtain the status report in respect of Plot No.1 and 35 of the society and accordingly, the 3rd respondent had reported that the said plots are vested with the Municipal Corporation of Hyderabad as per the conditional mortgage deed.

Pursuant thereto, the District Collector, Hyderabad addressed a letter to the Commissioner and Special Officer, Municipal Corporation of Hyderabad to hand over possession of plots 1 and 35 of Ambedkar Nagar Co-operative Housing Society, which are vested with the Municipal Corporation of Hyderabad. It is also stated that after handing over the possession of the said land to the Police Department, further action would be taken for construction of Police Station and Staff Quarters.

In view of what has been stated in the counter affidavit undertaking to construct the Police Station and Staff Quarters in Plot Nos.1 and 35 of Ambedkar Nagar Co-operative Housing Society, no further enquiry is necessary in the writ petition.

Accordingly, recording the statement of the respondents in their counter affidavit, the writ petition is disposed of. No costs.

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G. ROHINI, J

Dt.30-03-2007
KLP